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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 LUIS M. RODRIGUEZ,

Case No. cv-13-0551

12 Plaintiff,

13 v.

14 TIMOTHY AITKEN, et al.,

15 Defendants.
16 _____/

**STIPULATION REQUESTING ENTRY OF
AN ORDER EXTENDING THE TIME FOR
DEFENDANT SONOMA COUNTY SHERIFF
TO RESPOND TO THE COMPLAINT;
PROPOSED ORDER**

17 This stipulation and request for entry of an order is entered into by and between Plaintiff Luis
18 M. Rodriguez ("Plaintiff") and Defendant Sonoma County Sheriff Steve Freitas (the "Sheriff"), for
19 the purpose of extending the time for the Sheriff to respond to the Complaint. Other named
20 defendants are not parties to this stipulation. The terms and provisions of this stipulation and request
21 for an order are set forth below.

22 **RECITALS**

23 A. Plaintiff filed his Complaint for Damages herein on February 7, 2013, seeking
24 damages related to the issuance and enforcement of an immigration detainer against him. Plaintiff
25 effectuated service of the Complaint on the Sheriff on or about February 14, 2013. As of the date of
26 this stipulation, no defendant has yet filed a response to the Complaint.
27

B. Pursuant to federal rules, the Sheriff's response to the Complaint is due on or about March 7, 2013. The Sheriff intends to file a motion to dismiss in response to the Complaint, and has so informed Plaintiff's counsel.

C. Scheduling conflicts render it difficult for the Sheriff's counsel to meet the current deadline for filing a motion to dismiss in response to the Complaint. Plaintiff's counsel have agreed to Sheriff's counsel's request to extend the date on which a response is due to the Complaint to March 21, 2013. This extension of time will not interfere with any other dates that have been set in this matter.

WHEREFORE, the parties to this stipulation hereby agree and request entry of a court order as follows:

STIPULATION

1. Defendant Sonoma County Sheriff Steve Freitas shall have through and including March 21, 2013, to file a response to the Complaint.

2. This stipulation does not prevent or preclude the parties from seeking additional relief from this Court, to amend this stipulation and order or otherwise.

Respectfully submitted,

Dated: March 1, 2013

BRUCE D. GOLDSTEIN, County Counsel

By: /s/ Anne L. Keck

ANNE L. KECK

Deputy County Counsel

Attorneys for Defendant Sonoma County

Sheriff Steve Freitas

Dated: March 1, 2013

LAW OFFICE OF RICHARD L. COSHNEAR

By: /s/ Richard L. Coshnear

RICHARD L. COSHNEAR

Attorney for Plaintiff

[~~PROPOSED~~] ORDER

Pursuant to the foregoing stipulation, and with good cause appearing,

IT IS HEREBY ORDERED that Defendant Sonoma County Sheriff Steve Freitas shall have through and including March 21, 2013, to file a response to the Complaint.

Dated: 03/12/2013

UNITED STATES DISTRICT COURT JUDGE

